IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT:

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

–

WRIT PETITION No.2916 OF 1995

Between:

B. Desai Reddy, S/o. Krishna Reddy,
aged abot 30 years, Occ: Employee in A.P.S.E.B.,

R/o. 8-39/3, Viduth Nagar,
Dilsukhnagar , Hyderabad. **..... PETITIONER**

AND

The Divisional Elec. Engineer, Operation - City III,

A.P. State Electricity Board,

Mint Compound, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction, particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent in issuing in suspension order, dated 24-12-1993, bearing No.DEE(O)/c.III ADM/A3/306393 as arbitrary, illegal and violative of the principles of natural justice consequently direct the respondent to pay full salary with consequential benefits to the petitioner w.e.f. 24-12-1993.

Counsel for the Petitioner: Mr. H.K. PRASAD

Counsel for the Respondent: Mr. S. RAVINDRANATH

The Court made the following :

ORDER:

This Writ Petition is filed questioning the action of the respondent in placing the petitioner under suspension by order, dated 24-12-1993, as illegal and arbitrary.

Learned Standing Counsel for the respondent submits that the petitioner, B. Desai Reddy, expired on 18-12-2001, that family pension was sanctioned to his wife with effect from 19-12-2001 and that she has been drawing the same from A.P. Co-operative Bank, Dilsukhnagar, through Division Office, City III, Osmangath, Pension Payment Office.

In view of the fact that the petitioner is no more and since the challenge in this writ petition is to the order suspending the petitioner from service, on his demise the cause in this writ petition does not survive. No petition has been filed to bring the legal representatives of the petitioner on record.

The Writ Petition is accordingly dismissed. No order as to costs.

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RAMESH RANGANATHAN, J

Date:08-07-2005.

PV

To

1 The Divisional Elec. Engineer, Operation - City III,

A.P.S.E.B., Mint Compound, Hyderabad.

2 Two C.D. copies